

IN THE UNITED STATES DISTRICT COURT FOR  
THE MIDDLE DISTRICT OF ALABAMA

RECEIVED

PETRO DERIN PUGH #192319Full name and prison number  
of plaintiff(s)

v.

BRANDON FLOYD, COVICTOR NIEVES, LT.PARIS THOMAS, COName of person(s) who violated  
your constitutional rights.  
(List the names of all the  
persons.)

2021 APR - 1 A 10:20

DEBRA P. HACKETT, CLK  
U.S. DISTRICT COURT  
MIDDLE DISTRICT ALA

CIVIL ACTION NO. 2:21-cv-260-WHA-CSC

(To be supplied by Clerk of  
U.S. District Court)\* ALL DEFENDANTS ACTED  
UNDER COLOR OF STATE LAW\* ALL DEFENDANTS ARE SUED  
IN THEIR INDIVIDUAL &  
OFFICIAL CAPACITIES\* PLAINTIFF REQUESTS A  
TRIAL BY JURY

## I. PREVIOUS LAWSUITS

A. Have you begun other lawsuits in state or federal court  
dealing with the same or similar facts involved in this  
action? YES ( ) NO (✓)B. Have you begun other lawsuits in state or federal court  
relating to your imprisonment? YES ( ) NO (✓)C. If your answer to A or B is yes, describe each lawsuit  
in the space below. (If there is more than one lawsuit,  
describe the additional lawsuits on another piece of  
paper, using the same outline.)

1. Parties to this previous lawsuit:

Plaintiff(s) N/ADefendant(s) N/A2. Court (if federal court, name the district; if  
state court, name the county) >N/A

3. Docket number NIA

4. Name of judge to whom case was assigned  
NIA

5. Disposition (for example: Was the case dismissed?  
Was it appealed? Is it still pending?)  
NIA

6. Approximate date of filing lawsuit NIA

7. Approximate date of disposition NIA

II. PLACE OF PRESENT CONFINEMENT

VENTRESS CORR. FAC.

PLACE OF INSTITUTION WHERE INCIDENT OCCURRED

VENTRESS CORR. FAC.

III. NAME AND ADDRESS OF INDIVIDUAL(S) YOU ALLEGE VIOLATED YOUR CONSTITUTIONAL RIGHTS.

NAME	ADDRESS
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1. BRANDON FLOYD VENTRESS CORR. FAC.

2. VICTOR NIEVES 379 HIGHWAY 239, N

3. PARIS THOMPSON CLAYTON, AL. 36016

4. \_\_\_\_\_

5. \_\_\_\_\_

6. \_\_\_\_\_

IV. THE DATE UPON WHICH SAID VIOLATION OCCURRED

NOVEMBER 18B, 2020

V. STATE BRIEFLY THE GROUNDS ON WHICH YOU BASE YOUR ALLEGATION THAT YOUR CONSTITUTIONAL RIGHTS ARE BEING VIOLATED:

GROUND ONE: 8TH AMENDMENT

FAILURE TO PROTECT

STATE BRIEFLY THE FACTS WHICH SUPPORT THIS GROUND. (State as best you can the time, place and manner and person involved.)

AT VENTRESS CORR. FAC. INMATE MARVIN  
MILLER AIS #316154 MOVED INTO B-  
UNIT 4 SIDE BED 10A. MARVIN  
MILLER WAS AKA AS M & M.

CONTINUED SEPERATE PAGE(S).

GROUND TWO: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

SUPPORTING FACTS: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

GROUND THREE: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

SUPPORTING FACTS: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

CONTINUED from PAGE 3

GROUND ONE  
SUPPORTING FACTS:

FOR APPROXIMATELY 14 days possibly longer INMATE MARVIN MILLER HAD BEEN WALKING AROUND B-DORM 4 SIDE, WITH A KNIFE OR ICE PICK IN HIS HAND STARING AT VARIOUS PRISONER'S ALMOST IN A STALKING MANNER SPOOKING NUMEROUS PRISONERS, doing drugs.

DIFFERENT PRISONERS SPOKE TO OFFICER PARIS THOMAS who REPLIED "WHAT DO YOU EXPECT ME TO do" AND SHE WALKED AWAY, SAYING "HE'S HIGH"

ON NOVEMBER 14, 2020 (APPROXIMATELY) MARVIN MILLER STARTED STALKING ACROSS ALL DAY & NIGHT - mumbbling about how PRISONERS WERE OUT TO GET him

ON NOVEMBER 18<sup>TH</sup>, 2021, IN B-4 SIDE AT VENTRESS CORR. FAC. PRISONER'S COMPLAINED TO VICTOR NIEVES, LT. ABOUT MARVIN MILLER'S ACTIONS & CARRYING AN ICE PICK. LT. NIEVES TOOK NO ACTION.

ON NOV. 18<sup>TH</sup>, 2020, AFTER 2:00 PM SHIFT CHANGE & ONCE THE 2<sup>ND</sup> SHIFT 1<sup>ST</sup> COUNT CLEARED PRISONERS WHO LIVED ON B-4 SIDE TOLD OFFICER BRANDON FLOYD ABOUT PRISONER MARVIN MILLER'S ACTIONS & OFFICER BRANDON FLOYD'S REACTION WAS TO GO OUTSIDE ON B-DORM'S PORCH TO SMOKE A CIGARETTE.

AT APPROX. 4:00PM - PRISONERS ON B-4 SIDE NOTICED MARVIN MILLER SWING HIS ICE PICK TO STAB BENCHES & MATTRESSES.

AT APPROX 5:30PM AS PLAINTIFF PUGH WALKED TOWARDS THE BACK T.V. TO WATCH THE LOCAL NEWS INMATE MARVIN MILLER JUMPED ON PLAINTIFF, STABBING PLAINTIFF IN HIS FACE AND.

NO OFFICER'S WERE IN THE DORM NOR IN THE CUBICLE AT THE TIME OF THE ATTACK.

INMATE MARVIN MILLER WAS FOUND GUILTY OF ASSAULT WITH A ~~LOOSE~~ WEAPON AND WAS RECLASSED AND SENT TO A MAXIMUM SECURITY PRISON AND IS LISTED AS THE PLAINTIFF'S ENEMY.

VI. STATE BRIEFLY EXACTLY WHAT YOU WANT THE COURT TO DO FOR YOU.  
MAKE NO LEGAL ARGUMENT. CITE NO CASES OR STATUTES.

PLAINTIFF SEEKS JUDGEMENT AGAINST  
ALL DEFENDANTS FOR "FAILURE TO PROTECT"  
CONTINUED SEPERATE PAGE

Doris D. Fug

Signature of plaintiff(s)

I declare under penalty of perjury that the foregoing is true  
and correct.

EXECUTED on \_\_\_\_\_

(Date)

Doris D. Fug

Signature of plaintiff(s)

**CONTINUED FROM Relief requested: Page 6 :**

Plaintiff seeks the following damages from each Defendant, Individually, Separately and Totally.

- 1). Actual Damages..... \$ 15,000.00 each
- 2). Compensatory Damages ..... \$ 25,000.00 each
- 3). Consequential Damages ..... \$ 10,000.00 each
- 4). Excessive Damages ..... \$ 20,000.00 each
- 5). Punitive Damages ..... \$ 30,000.00 Each
- 6). Future Damages ..... \$ 18,000.00 each
- 7). General Damages ..... \$ 19,000.00 each
- 8). Special Damages ..... \$ 19,000.00 each
- 9). Damage to Person ..... \$ 28,000.00 each

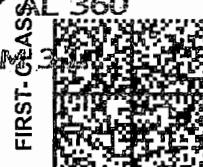
**TOTAL: \$ 204,500.00**

Any further, different damages as this Honorable Court or Jury deems just, or proper and or appropriate.

PETRO PUGH  
192319 B4-6A  
V.C.F. 329 Hwy. 239, N.  
CLAYTON, AL. 36016

MONTGOMERY AL 360

31 MAR 2021 PM 3:00



FIRST-CLASS



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FOR THE SUBSTANCE OR CONTENT OF THE  
ENCLOSED COMMUNICATION.

CLEAR OF COURT

U.S. DIST. COURT  
MIDDLE DISTRICT  
1 CHURCH STREET  
SUITE B110

MONTGOMERY, AL

36104-401801